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Co-Attorneys for Union Pacific Railroad Company

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA AT  
 LAS VEGAS, NEVADA

GREG GIBBONS,	)	
	)	Case No.: 2:15-cv-2231
Plaintiff,	)	<b>STIPULATED PROTECTIVE</b>
	)	<b>ORDER</b>
vs.	)	
	)	
UNION PACIFIC RAILROAD	)	
COMPANY, a Delaware Corporation	)	
	)	
Defendant.	)	

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

WHEREAS Plaintiff in the above entitled matter have requested that defendant Union Pacific Railroad Company ("Union Pacific") produce to them a copy of the Bridge Inspection Records for Union Pacific's Caliente Sub, MP 474.54 and Engineering Structures Maintenance Field Manual which was in effect on 12/9/2012 and;

WHEREAS the subject documents contain material that is proprietary in nature that should not be publicly distributed or disseminated;

1       **THEREFORE, IT IS HEREBY STIPULATED** by and between all parties to this  
2 action that a Protective Order should be issued by the Court regarding the subject  
3 documents as follows:

4           1.     The subject documents shall not be disclosed, produced, disseminated or  
5 distributed by any party to this action or their attorneys to anyone who is not involved in  
6 this case;

7           2.     All parties and their attorneys shall not allow the subject documents to be  
8 disseminated to, or published on, the internet or any other electronic media at any time  
9 for any purpose;

10          3.     All parties and their attorneys may provide the subject documents to any  
11 of their employees, investigators, consultants, outside experts or other persons for the  
12 sole purpose of assisting any or all parties or their attorneys in preparing for trial of this  
13 matter. However, to the extent any or all parties or their attorneys provide the subject  
14 documents to any of these individuals, said parties and their attorneys agree that they  
15 will advise these individuals of this Protective Order and have them sign Exhibit "A"  
16 attached hereto, acknowledging the existence of the Protective Order and agreeing to  
17 be bound by it. All parties and their attorneys agree that they will not provide to any  
18 individual the subject documents before the individual signs Exhibit "A." A signed copy  
19 of Exhibit "A" will be promptly provided to Union Pacific each time the subject  
20 documents are provided to any other individual. In the case of expert witnesses, a  
21 signed copy of Exhibit "A" will be promptly provided to Union Pacific at the time of expert  
22 witness disclosure.  
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1           4. All parties and their attorneys agree that at the conclusion of this case,  
2 they will collect any and all copies of the subject documents that may have been  
3 provided by them to any other individual and shred each and every copy of the subject  
4 documents, and that the obligation to not disclose, produce, disseminate or distribute  
5 the subject documents shall continue indefinitely, notwithstanding the case having  
6 reached a conclusion.  
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9 IT IS SO STIPULATED AND AGREED

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11  
12 Dated: 8/3, 2016

UNION PACIFIC RAILROAD COMPANY  
LAW DEPARTMENT

14  
15 By:   
16 Steven T. Densley (NSBN 12951)  
17

18  
19  
20 Dated: \_\_\_\_\_, 2016

MORRIS LAW FIRM

21  
22 \_\_\_\_\_  
James A. Morris, Jr.  
23

24 Dated: \_\_\_\_\_, 2016

WETHERALL GROUP, LTD.

25  
26 \_\_\_\_\_  
Peter C. Wetherall  
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1           4. All parties and their attorneys agree that at the conclusion of this case,  
2 they will collect any and all copies of the subject documents that may have been  
3 provided by them to any other individual and shred each and every copy of the subject  
4 documents, and that the obligation to not disclose, produce, disseminate or distribute  
5 the subject documents shall continue indefinitely, notwithstanding the case having  
6 reached a conclusion.  
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9 IT IS SO STIPULATED AND AGREED  
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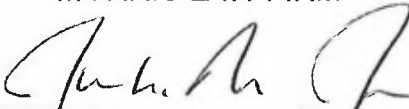
11 Dated: \_\_\_\_\_, 2016

UNION PACIFIC RAILROAD COMPANY  
LAW DEPARTMENT

12  
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14 By: \_\_\_\_\_  
15 Steven T. Densley (NSBN 12951)

16  
17 Dated: 7/6, 2016

MORRIS LAW FIRM

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19 \_\_\_\_\_  
20 James A. Morris, Jr.

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22  
23 Dated: \_\_\_\_\_, 2016

WETHERALL GROUP, LTD.

24  
25 \_\_\_\_\_  
26 Peter C. Wetherall  
27

4. All parties and their attorneys agree that at the conclusion of this case, they will collect any and all copies of the subject documents that may have been provided by them to any other individual and shred each and every copy of the subject documents, and that the obligation to not disclose, produce, disseminate or distribute the subject documents shall continue indefinitely, notwithstanding the case having reached a conclusion.

IT IS SO STIPULATED AND AGREED

Dated: \_\_\_\_\_, 2016

UNION PACIFIC RAILROAD COMPANY  
LAW DEPARTMENT

By: \_\_\_\_\_  
Steven T. Densley (NSBN 12951)

Dated: \_\_\_\_\_, 2016

MORRIS LAW FIRM

\_\_\_\_\_  
James A. Morris, Jr.

Dated: July 5, 2016

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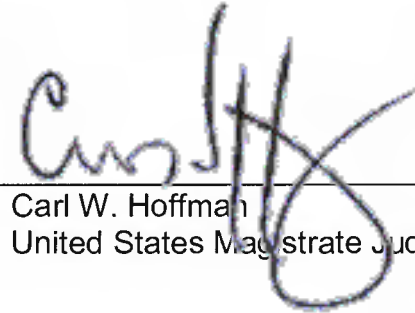
Peter C. Wetherall  
Peter C. Wetherall

1 The Court has reviewed the reasons offered in support of entry of this Stipulated  
2 Protective Order and finds that there is good cause to protect the confidential nature of  
3 certain information. Accordingly, the Court adopts the above Stipulated Protective Order  
4 in this action.

5 IT IS SO ORDERED.

6 Dated: August 10, 2016

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Carl W. Hoffman  
United States Magistrate Judge

**EXHIBIT A**  
**TO STIPULATION RE PROTECTIVE ORDER**  
**FOR BRIDGE INSPECTION RECORDS FOR UNION PACIFIC'S CALIENTE SUB, MP**  
**474.54 AND ENGINEERING STRUCTURES MAINTENANCE FIELD MANUAL**  
**WHICH WAS IN EFFECT ON 12/9/2012**

I HEREBY ACKNOWLEDGE that I have read the Stipulation re Protective Order for Bridge Inspection Records for Union Pacific's Caliente Sub, MP 474.54 and Engineering Structures Maintenance Field Manual which was in effect on 12/9/2012 and Order Thereon in the above-referenced matter and I agree to be bound by its terms. I also agree to submit to the jurisdiction of the United States District Court for the District of Nevada for enforcement of said Protective Order.

Dated: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Telephone: \_\_\_\_\_

**CERTIFICATE OF SERVICE**

I hereby certify that on the \_\_\_\_\_ day of August, 2016, a true, correct and complete copy of the foregoing was served upon the following attorneys in the manner indicated below:

James A. Morris, Jr.  
MORRIS LAW FIRM  
6310 San Vicente Blvd., Suite 360  
Los Angeles, CA 90048

\_\_\_\_\_ U.S. Mail  
\_\_\_\_\_ Hand Delivered  
\_\_\_\_\_ Overnight  
\_\_\_\_\_ Facsimile  
\_\_\_\_\_ No Service  
\_\_\_\_\_ Email  
☒ ECF Service

Peter C. Wetherall  
WETHERALL GROUP, LTD.  
9345 West Sunset Road, Suite 100  
Las Vegas, NV 89148

\_\_\_\_\_ U.S. Mail  
\_\_\_\_\_ Hand Delivered  
\_\_\_\_\_ Overnight  
\_\_\_\_\_ Facsimile  
\_\_\_\_\_ No Service  
\_\_\_\_\_ Email  
☒ ECF Service

